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**JUL 28 2008**

**OFFICE OF PETITIONS**

In re Application of :  
Matthews et al. :  
Application Number: 10/825299 : DECISION ON PETITION  
Filing Date: 04/16/2004 :  
Attorney Docket Number: :  
003797.00923 :

This is a decision on the renewed petition under 37 CFR 1.183, filed on May 30, 2008, which is treated as a petition seeking waiver of 37 CFR 1.131 in that it requires that a declaration filed thereunder be signed by all inventors.<sup>1</sup>

The petition is **granted**.

In view of the efforts recounted to obtained the signature of joint inventor David Plummer, it is agreed that justice would be served by waiving the requirement for his signature on the declaration filed under 37 CFR 1.131.

The petition fee has been received.

The application is being referred to the Technology Center for further processing.

Telephone inquiries related to this decision should be directed to the undersigned at 571.272.3231.

*D Wood*  
Douglas I. Wood  
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Office of Petitions

<sup>1</sup> Once an application has received a fully executed oath or declaration under 37 CFR 1.63 and been placed on the files for examination, the provisions of 37 CFR 1.47 no longer apply. See MPEP 603.